



West Virginia Senate

Committee on the Judiciary

Minutes for FEBRUARY 03, 2020, 3:00 PM

Pursuant to the call of the Chair, the Senate Committee on the Judiciary met on February 03, 2020, 3:00 PM in Room 208-W.

Members present: Senators Trump, Weld, Azinger, Clements, Cline, Maynard, Pitsenbarger, Rucker, Smith, Baldwin, Beach, Hardesty, Jeffries, Lindsay, Romano, Woelfel

Members absent: Senators Takubo

A silent roll call being taken, the presence of a quorum was established.

On motion of Senator Weld, the minutes of the previous meeting were approved.

S. B. 136 - Prohibiting certain misleading lawsuit advertising practices.

Senator Weld moved to reconsider accepting the sub-committee report.

Chris Alder, Counsel, explained the bill, the purpose of the proposed committee substitute, and responded to questions.

Chairman Trump moved **S. B. 678** next on the agenda.

S. B. 678 - Waiving fines and fees for completing Getting Over Addicted Lifestyles Successfully Program.

Laura Goins, Counsel, explained the bill, and responded to questions.

On motion of Senator Romano, the committee amended the bill on line 5, by inserting the word "section" after the word "this" so that it reads, "...in no case does this section apply.." and by striking the words "to any crime victim".

On motion of Senator Woelfel, the committee amended the bill on line 3, by inserting the words "costs, assessments," after the word "all".

With leave of the committee, Stacy Nowicki, Deputy General Counsel, West Virginia Department of Military Affairs and Public Safety, was administered the oath prescribed by Senate

Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

On motion of Senator Romano, the committee amended the bill on line 4, by striking the final sentence and inserting the following “In no case does this waiver apply to any restitution payments owed; however, unpaid restitution shall not be a bar to the issuance or reissuance of the individual’s driver’s license.”

On motion of Senator Romano, the committee amended the bill on line 3, by inserting the word “forfeitures” after the word “costs,”.

On motion of Senator Weld, the committee recommended the bill for passage, as amended.

Chairman Trump moved **S. B. 136** next on the agenda.

With leave of the committee, Elbert Lin, United States Chamber of Commerce/Institute for Legal Reform, was administered the oath prescribed by Senate Rule 28a by Chairman Trump, addressed the committee, and responded to questions. (See attached oath.)

On motion of Senator Weld, the committee agreed to the committee substitute

On motion of Senator Weld, the committee reported the committee substitute to the full Senate with the recommendation that it do pass.

S. B. 208 - Protecting consumers from unfair pricing practices during state of emergency.

On motion of Senator Cline, the committee received the sub-committee report.

Chris Alder, Counsel, explained the bill, the purpose of the proposed committee substitute, and responded to questions.

On motion of Senator Weld, the committee agreed to the committee substitute.

On motion of Senator Weld, the committee reported the committee substitute to the full Senate with the recommendation that it do pass.

On Motion of Senator Weld the committee adjourned.

A handwritten signature in blue ink that reads "Charles S. Trump IV". The signature is stylized, with the first name "Charles" written in a cursive script, followed by "S." and "Trump" in a more blocky, uppercase style, and "IV" at the end.

Charles S. Trump IV

Chairman

A handwritten signature in blue ink that reads "Beverly Douglas". The signature is written in a cursive script, with "Beverly" and "Douglas" clearly legible.

Beverly Douglas

Analyst/Clerk



The Senate of West Virginia

Testimony taken this 3rd day of February, 2020, in
the Senate Committee on the Judiciary.

"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

Stacy Nowicki

Print Witness Name

[Signature]

Sign Witness Name

Oath was administered by:

Charles S. Trump

Print Member Name

[Signature]

Sign Member Name

The Senate of West Virginia



Testimony taken this 3rd day of February, 2020, in
the Senate Committee on the Judiciary.

"I solemnly swear (or affirm) that the testimony I shall give shall be
the truth, the whole truth, and nothing but the truth, so help me
God."

Elbert Lin

Print Witness Name

A handwritten signature in cursive script, appearing to read "Elbert Lin", written over a horizontal line.

Sign Witness Name

Oath was administered by:

Charles S Trump

Print Member Name

A handwritten signature in cursive script, appearing to read "Charles S Trump", written over a horizontal line.

Sign Member Name